

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

LISA CAVE AND SCOTT CAVE, on behalf : CIVIL ACTION  
of themselves and all others similarly situated :

v. :

SAXON MORTGAGE SERVICES, INC. : NO. 11-4586  
AND OCWEN LOAN SERVICING, LLC :

**ORDER**

**AND NOW**, this 30th day of May, 2012, upon consideration of Defendant Saxon Mortgage Services, Inc.'s ("Saxon") Motion to Dismiss (Docket No. 22), and all documents filed in connection thereto, and after a hearing on the Motion on May 2, 2012, for the reasons stated in the accompanying Memorandum, **IT IS HEREBY ORDERED** that the Motion to Dismiss is **GRANTED IN PART** and **DENIED IN PART** as follows:

1. The Motion to Dismiss is **DENIED** as to Counts I, II, and III.
2. The Motion is **GRANTED** as to Counts IV and V, and Counts IV and V are **DISMISSED** as against Saxon only.
3. Saxon shall file an answer to the Complaint within 20 days of the date of this Order.

BY THE COURT:

/s/ John R. Padova

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John R. Padova, J.